

1 A CONCURRENT RESOLUTION strongly encouraging public school districts to
2 reconsider any form of sanctuary or safe haven policies and refrain from enforcing such a
3 policy on instructors and volunteers of any Junior Reserve Officer Training Corps
4 program, participation in which requires citizenship.

5 WHEREAS, each branch of the United States Armed Forces has a Junior Reserve
6 Officer Training Corps, also known as a Junior ROTC, program located throughout the
7 United States, and participation in any Junior ROTC program is limited to United States
8 citizens; and

9 WHEREAS, the foremost goal of every Junior ROTC program is to promote
10 citizenship, service to the United States, and personal responsibility; and

11 WHEREAS, there are 60 Army Junior ROTC units, 13 Navy Junior ROTC units,
12 16 Air Force Junior ROTC units, and six Marine Corps Junior ROTC units in high
13 schools throughout the Commonwealth of Kentucky; and

14 WHEREAS, the policies, application process, and curriculum of each Junior ROTC
15 program is developed by that branch of the Armed Forces and therefore subject to federal
16 laws and regulations, including the requirement that all participants in any Junior ROTC
17 program be a citizen of the United States; and

18 WHEREAS, on February 7, 2017, the Jefferson County Public School Board
19 adopted a resolution declaring Jefferson County Public Schools a Safe Haven District;
20 and

21 WHEREAS, the specific language of the resolution states that "JCPS employees,
22 contractors, volunteers, and representatives shall refrain from inquiring about a student's,
23 parent's, or guardian's immigration status" and "shall refrain from requiring any student,
24 parent, or guardian to produce documentation regarding immigration status;" and

25 WHEREAS, following these clauses of the Jefferson County Public School Board's
26 policy would put any instructor or volunteer with a Junior ROTC program in direct
27 conflict with and violation of federal law; and

1 WHEREAS, no instructor or volunteer with a Junior ROTC program in the
2 Commonwealth of Kentucky should have to choose between violating federal law or
3 violating a school board policy, either of which could have a substantial impact on his or
4 her career and liberty;

5 NOW, THEREFORE,

6 *Be it resolved by the House of Representatives of the General Assembly of the*
7 *Commonwealth of Kentucky, the Senate concurring therein:*

8 ➔Section 1. The General Assembly strongly encourages the Jefferson County
9 Public School Board and any other school board in the Commonwealth to reconsider
10 adopting a sanctuary or safe haven policy as it relates to immigration status.

11 ➔Section 2. The General Assembly strongly encourages any school board and
12 public school district to refrain from implementing any form of punishment against an
13 employee, contractor, volunteer, or representative required by federal law to inquire about
14 a student's, parent's, or guardian's immigration status, including those instructors and
15 volunteers who work with Junior ROTC programs.

16 ➔Section 3. The Clerk of the House of Representatives is hereby directed to
17 transmit copies of this Resolution to Dr. Donna Hargens, Superintendent, Diane Porter,
18 Dr. Chris Kolb, Stephanie Horne, Benjamin M. Gies, Linda Duncan, Dr. Lisa Willner,
19 and Chris Brady, each with the Jefferson County Public Schools, VanHoose Education
20 Center 3332 Newburg Road, Louisville, Kentucky 40218; Emmanuel "Manny" Caulk,
21 Superintendent, Melissa Bacon, Doug Barnett, Raymond Daniels, and Daryl Love, each
22 with the Fayette County Public Schools, 701 East Main Street, Lexington, Kentucky
23 40502; and Mike Armstrong, Executive Director, Kentucky School Board Association,
24 260 Democrat Drive, Frankfort, Kentucky 40601.